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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/656,224	09/08/2003	Tzu Yu Wang	08409.00033-00000	1061

7590 01/10/2005

Finnegan, Henderson, Farabow,  
Garrett & Dunner, L.L.P.  
1300 I Street, N.W.  
Washington, DC 20005-3315

EXAMINER
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KEBEDE, BROOK

ART UNIT	PAPER NUMBER
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2823

DATE MAILED: 01/10/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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10/653,224

EXAMINER
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B. KEBEDE

ART UNIT	PAPER
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2823

20050105

DATE MAILED:

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**Commissioner for Patents**

Applicant's response filed on November 2, 2004 to the restriction requirement that was mailed on October 5, 2004 is non-responsive for the following reasons:

Although applicant's election with traverse of Species I in the response that was filed on November 2, 2004 is acknowledged, indication of claims 1-10 as species I is improper (i.e., claims 1-10 do not belong to species I).

Applicants are advised that a reply to the restriction requirement that was mailed on October 5, 2004 by including an identification of the species that is elected consonant with restriction requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Since the above-mentioned response appears to be a bona fide attempt to reply, applicants are given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

Brook Kebede

Examiner

Art Unit 2823

*Brook Kebede*